

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Herre Application of:       | <u> </u>               |
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| Yasufumi TAKAGI, et al.     | )                      |
| Application No.: 10/679,517 | ) Group Art Unit: 2878 |
| Date Filed: October 7, 2003 | ) Examiner: Unassigned |

For: ILLUMINANT, AND, ELECTRON BEAM DETECTOR, SCANNING

ELECTRON MICROSCOPE AND MASS SPECTROSCOPE EACH INCLUDING

THE SAME

Commissioner for Patents

MAIL STOP PATENT APPLICATION

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form-1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form-1449. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

John G Smith Reg. No. 33,818

Date: March 5, 2004

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| ONFORMATION DISCLOSURE CITATION   |                            |                                       | Attorney Docket No. Serial No. 046124-5240 |                         |              |              |                |              |
|-----------------------------------|----------------------------|---------------------------------------|--|-------------------------|--------------|--------------|----------------|--------------|
| (See several sheets if necessary) |                            | Applicants<br>Yasufumi YAKAGI, et al. |  |                         |              |              |                |              |
| MAR 0 5 2004 PTO Form 1449        |                            |                                       |  | g Date<br>ober 7, 2003  |              | Group        |                |              |
| THANKS THE THE                    |                            | U.S. PATE                             | NT DO                                      | OCUMENTS                |              |              |                |              |
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| *Examiner<br>Initial              | Document<br>Number         | Date                                  |  | Name                    |              | Sub<br>Clas  | I              | Date         |
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|                                   |                            | FOREIGN PA                            | TENT                                       | DOCUMENTS               |              |              |                |              |
|                                   | Document<br>Number         | Date                                  |  | Country                 | Class        | Sub<br>Class | Transla<br>YES | tion<br>NO   |
|                                   | WO 02/061458               |                                       |  | WO                      |              |              | Abstract       |              |
|                                   | JP HEI 11-186593 July 9, 1 |                                       | +  | Japan                   |              |              | Abstract       | -            |
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|                                   | OTHER DOCUME               | NTS (Including                        | Autho                                      | r, Title, Date, Pertine | ent Pages    | Ftc.)        |                |              |
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Date Considered

er: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner